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Of Attorneys for Defendants Gormley
and City of McMinnville

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

WAYNE MCFARLIN,)	
)	
Plaintiff,)	No. 3:06-CV-1594-HU
)	
v.)	DEFENDANTS GORMLEY AND
)	CITY OF MCMINNVILLE’S
EDWARD GORMLEY, an individual; CITY)	MOTION FOR SUMMARY
OF MCMINNVILLE, a Municipal)	JUDGMENT
Corporation; CITY COUNTY INSURANCE)	
SERVICES TRUST; ROD BROWN, an)	<u>ORAL ARGUMENT REQUESTED</u>
individual; PUBLIC SAFETY LIABILITY)	
MANAGEMENT INC., an Oregon)	
corporation; WALDO FARNHAM,)	
)	
Defendants.)	

LOCAL RULE 7.1 CERTIFICATION

The undersigned certifies that a good faith effort has been made to resolve the subject matter of this motion and the Court’s ruling is necessary on this matter.

MOTION

Pursuant to Federal Rule of Civil Procedure 56 and Local Rule 56.1, defendants Edward Gormley and City of McMinnville move for summary judgment on all of plaintiff’s claims.

This motion is based on the Concise Statement of Material Facts, the deposition

testimony of Wayne McFarlin, Edward Gormley, Kent Taylor and Allan Springer, the Affidavit of Karen O’Kasey, the memorandum in support of the motion for summary judgment, and the pleadings on file herein.

DATED this 11th day of October 2007.

HOFFMAN, HART & WAGNER, LLP

By: /s/ Karen O’Kasey
Karen O’Kasey, OSB No. 87069
Of Attorneys for Defendants Gormley
and City of McMinnville

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of October, 2007, I served the foregoing
DEFENDANTS GORMLEY AND CITY OF MCMINNVILLE'S MOTION FOR SUMMARY
JUDGMENT on the following parties at the following addresses:

Terrence Kay, P.C.
Attorney at Law
3155 River Road S., Suite 150
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by electronic means through the Court's Case Management/Electronic Case File system.

/s/ Karen O'Kasey
Karen O'Kasey